



**RCA
CITY OF AUSTIN
RECOMMENDATION FOR COUNCIL ACTION**

**AGENDA ITEM NO.: 50
AGENDA DATE: Thu 12/15/2005
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SUBJECT: Approve an ordinance amending Ordinance No. 040527-72, to amend the Settlement Agreement with John S. Lloyd and the Bunny Bend Condominium Unit Owner's Association, Inc. to substitute a new buffer zone map.

AMOUNT & SOURCE OF FUNDING: N/A

FISCAL NOTE: There is no unanticipated fiscal impact. A fiscal note is not required.

REQUESTING Watershed Protection and **DIRECTOR'S**
DEPARTMENT:Development Review **AUTHORIZATION:** Joe Pantalion

FOR MORE INFORMATION CONTACT: Mitzi Cotton, Assistant City Attorney, 974-2179

PRIOR COUNCIL ACTION: Council approval of Settlement Agreement 05-27-04.

BOARD AND COMMISSION ACTION: N/A

PURCHASING: N/A

MBE / WBE: N/A

Council approved a Settlement Agreement with John S. Lloyd and the Bunny Bend Condominium Unit Owner's Association, Inc. on May 27, 2004. The Settlement Agreement required that not less than 23.62 percent of the Bunny Bend Condominium site be retained in its natural state to serve as a buffer zone. A map of the buffer zone was attached to the Settlement Agreement. This ordinance will accommodate the Bunny Bend Condominium Unit Owners request for a change in the buffer zone map. The amount of land dedicated remains at 23.62 percent and is of equal environmental value.

ORDINANCE NO.

AN ORDINANCE AMENDING ORDINANCE NO. 040527-72 TO AMEND THE SETTLEMENT AGREEMENT WITH JOHN S. LLOYD AND THE BUNNY BEND CONDOMINIUM UNIT OWNER'S ASSOCIATION, INC.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. Part 1, Exhibit "A" of Ordinance No. 040527-72 is amended by replacing the buffer zone map attached to the Settlement Agreement with the map attached to this ordinance as Exhibit "A". All other terms and conditions in the Settlement Agreement remain intact.

PART 2. This ordinance takes effect after the Bunny Bend Condominium Unit Owner's Association, Inc. modifies its Rule Regarding Buffer Area, required under Section 3 of the Settlement Agreement, to replace the buffer zone map attached to the rule with the map attached to this ordinance as Exhibit "A".

PASSED AND APPROVED

_____, 2005

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Will Wynn
Mayor

APPROVED: _____
David Allan Smith
City Attorney

ATTEST: _____
Shirley A. Brown
City Clerk

